

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor	: Andrew Perkins	Group Art Unit: 3728 Examiner:
Appln. No.	: 10/766,754	
Filed	: 01/27/2004	
Title	: METHOD AND APPARATUS FOR PRE-TEARING STRINGS OF AIR-FILLED PACKING MATERIALS AND THE LIKE	

**DECLARATION FOR UTILITY PATENT APPLICATION
(37 C.F.R. § 1.63)**

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR PRE-TEARING STRINGS OF AIR-FILLED PACKING MATERIALS AND THE LIKE

the specification of which:

☐ is attached hereto OR

☒ was filed on 01/27/2004 as United States Application Number 10/766,754 or PCT International Application Number and amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information known to me that is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

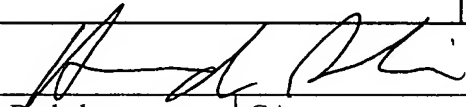
Application Number(s)	Filing Date (MM/DD/YYYY)

PLEASE DIRECT ALL CORRESPONDENCE TO:

The address associated with **Customer Number: 40461**, currently:

Name	Edward S. Wright
Address	1100 Alma Street, Suite 207 Menlo Park, CA 94025
Telephone	(650) 330-0830
Fax	(650) 330-0831

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sole or First Inventor:				
Given Name (First and middle)			Family Name or Surname	
Andrew			Perkins	
Inventor's Signature				Date: 7/29/04
Residence	Berkeley	CA	94709	Citizenship: United States
	City	State	Zip	
Post Office Address	1635 Scenic Avenue, #1 Berkeley, CA 94709			



POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR UNDER 37 C.F.R. 1.32

To the Commissioner for Patents:

The undersigned assignee of the entire interest in the application for letters patent Serial No. 10/766,754, filed January 27, 2004, entitled: ***METHOD AND APPARATUS FOR PRE-TEARING STRINGS OF AIR-FILLED PACKING MATERIALS AND THE LIKE*** and having the named inventor: Andrew Perkins, hereby appoints Edward S. Wright, Reg. No. 24,903, as its attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; said appointment to be to the exclusion of the inventor and his attorney(s).


Direct all telephone calls to EDWARD S. WRIGHT at (650) 330-0830.

Address all correspondence to:

Law Offices of Edward S. Wright
1100 Alma Street, Suite 207
Menlo Park, CA 94025

Assignee: Free-Flow Packaging International, Inc.

By: Arthur Graham

Signature: 

Title: President

Address: 1090 Mills Way

Redwood City, CA 94063

Date: 30 July 04

File No. A-75001

ASSIGNMENT

WHEREAS, the undersigned, Andrew Perkins (hereinafter termed "Inventor"), a resident of the City of Berkeley, County of Alameda, State of California, has invented certain new and useful improvements in **METHOD AND APPARATUS FOR PRE-TEARING STRINGS OF AIR-FILLED PACKING MATERIALS AND THE LIKE** and has filed an application for United States Letters Patent disclosing and identifying the invention, said application having been assigned Serial No. 10/766,754 and a filing date of January 27, 2004; and

WHEREAS, Free-Flow Packaging International, Inc. (hereinafter termed "Assignee"), a corporation of the State of Delaware, having a place of business at 1090 Mills Way, City of Redwood City, State of California, is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventors' certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventor does hereby sell, assign, transfer and convey unto said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; and (d) in and to each and every reissue or extensions of any of said patents.


2. Said Inventor hereby covenants and agrees to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right title and interest herein conveyed in the United States and foreign countries. Such cooperation by said Inventor shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (d) for filing and prosecuting applications for reissuance of any said patents; (e) for interference or other priority proceedings involving said invention; and (f) for legal proceedings involving said invention and any applications therefor and any patents

granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventor in providing such cooperation shall be paid for by said Assignee.

3. The terms, covenants and conditions of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventor, his heirs, legal representatives and assigns.

4. Said Inventor hereby warrants and represents that he has not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, said inventor has executed and delivered this instrument to said Assignee this 29 day of July, 2004.



Andrew Perkins

County of Alameda)
) ss.
State of California)

On this 29th day of July in the year 2004, before me, Sarah C Umbenhower, Notary Public of the State of California, personally appeared **Andrew Perkins**, ~~personally known to me~~ (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

Signature Sarah C Umbenhower

(Seal)

